

PATENT  
450100-3192.5

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants : Jun Yonemitsu et al.

Serial No. : 09/522,786

Filed : March 7, 2000

For : OPTICAL DISK AND METHOD AND APPARATUS FOR  
RECORDING AND THEN PLAYING INFORMATION BACK FROM  
THAT DISK

Examiner : S. Baker

Art Unit : 2133

**RECEIVED**

**DEC 09 2002**

**Technology Center 2100**

745 Fifth Avenue  
New York, New York 10151  
Tel. (212) 588-0800

**EXPRESS MAIL**

Mailing Label Number EV196821317US

Date of Deposit December 4, 2002

I hereby certify that this paper or fee is being  
deposited with the United States Postal Service  
"Express Mail Post Office to Addressee" Service  
under 37 CFR 1.10 on the date indicated above and  
is addressed to the Assistant Commissioner for  
Patents, Washington, D.C. 20231.

*Edward Nay*

(Typed or printed name of person  
mailing paper or fee)

*Edward Nay*

(Signature of person mailing paper or fee)

**RECEIVED**  
**2002 DEC - 6 AM 10:35**  
**BOARD OF PATENT APPEALS  
AND INTERFERENCES**

**NOTICE OF APPEAL UNDER 37 CFR 1.191 FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Board of Appeals and Interferences  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicants hereby appeal to the Board of Patent Appeals  
and Interferences from the Examiner's Decision, in the Official  
Action dated June 5, 2002, finally rejecting claims 67-72, and  
from the Advisory Action dated September 27, 2002.

The item(s) checked below are appropriate:


- (1) ☒ This response is being filed within the third month following the expiration of the term originally set therefor. This is a petition to request a three-month extension of time. It is believed that the fee for such extension of time has been previously paid. If, however, any fees for this petition are due, please charge them to Deposit Account No. 50-0320.
- (2) ☒ Notice of Appeal Fee Under 37 C.F.R. 1.17(e):  
\$320.00
- ☒ Enclosed
- ☐ Not required (Fee paid in prior appeal)
- (3) ☒ Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

(4) [X] An Oral Hearing is requested.

(Two additional copies of the Notice are enclosed  
herewith).

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
Attorneys for Applicants

By:   
William S. Frommer  
Registration No. 25,506  
Tel. (212) 588-0800